

NOTICE OF HEARING AND AGENDA FOR THE
ARIZONA STATE LIQUOR BOARD

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Arizona State Liquor Board and the general public that the Arizona State Liquor Board will hold a meeting open to the public on **October 4, 2007 beginning at 9:00 a.m.**, in the Department's Hearing Room at 800 West Washington, 5th Floor, Phoenix, Arizona. As indicated in the following agenda, the Arizona State Liquor Board may vote to go into executive session, which will not be open to the public, to discuss certain matters, and that it may organize as a Panel to hear matters pursuant to A.R.S. § 4-111(D). In addition to any executive sessions listed below, when necessary, the Board or Panel may move to go into executive session intermittently throughout the meeting regarding any of the open meeting agenda items pursuant to A.R.S. § 38-431.03(A)(4) to obtain legal advice from its counsel or review any confidential records and/or A.R.S. § 38-431.03(A)(2), respectively. The Board may review, discuss or take action on any item on the agenda. Further, except for those matters indicating a specific time, the presiding officer will set the order of the agenda and items may be taken out of order.

Note: If any person needs special ADA accommodation, please notify the Department of Liquor Licenses and Control at (602) 542-5141 in time to make the accommodation.

The agenda for the meeting is as follows:

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- A. Call to order of the Board to identify the Board Members present, and indicate the date, time and location of this meeting.
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1. Restaurant Liquor License No. 12103818 Original Application

Heiko Henning Willhelm Langrehr, Agent
Big Steer Entertainment LLC
Bum Steer
1910 N. Stone Avenue
Tucson, AZ 85705

Note: This matter is set for hearing because of the recommended disapproval from the City of Tucson, a Department protest and public protest.

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2. Restaurant Liquor License No. 12077084 Original Application

Theresa June Morse, Agent
Su Jaiba Loca Inc.
Su Jaiba Loca
24 E. Broadway Road
Phoenix, AZ 85040

Note: This matter is continued from the September 6, 2007 Agenda. It is set for hearing because of the recommended disapproval from the City of Phoenix and due to a Department protest.

3. Restaurant Liquor License No. 12103830

Original Application

Felipe Sanchez, Agent
El Cachanilla, LLC
El Cachanilla Mexican & Sea Food Grill
2530 N. First Avenue
Tucson, AZ 85719

Note: This matter is set for hearing because of the recommended disapproval from the City of Tucson and due to a Department protest.

4. Restaurant Liquor License No. 12103829

Original Application

Tongbai Woods, Agent
Thai Family Restaurant LLC
China Thai Cuisine
6502 E. Tanque Verde Road
Tucson, AZ 85715

CONTINUED:
This matter has been continued to November 1, 2007 at the request of the attorney for applicant.

Note: This matter is set for hearing because the Department of Liquor Licenses and Control has issued a protest in regard to this application.

5. Beer & Wine Store Liquor License No. 10075391

Original Application

Rajinder K. Takhar, Agent
Kacil Management LLC
Am/Pm Mini Mart
4352 E. McDowell Road
Phoenix, AZ 85008

CONTINUED:
This matter has been continued to November 1, 2007 at the request of the attorney for applicant.

Note: This matter is set for hearing because of the recommended disapproval from the City of Phoenix.

6. Beer & Wine Store Liquor License No. 10075358

Original Application

Russell Gene Scaramella, Agent
Bell Oil LLC
Arco AM/PM
3610 E. Bell Road
Phoenix, AZ 85032

Note: This matter is set for hearing because the City of Phoenix made no recommendation to the Department in regard to this application.

7. Beer & Wine Store Liquor License No. 10075358 Original Application
- Sam N. Sweis, Agent
Sunnyside Market LLC
Sunnyside Market
2314 E. Indian School Road
Phoenix, AZ 85016
- Consideration of
Request for Rehearing

Note: This matter is continued from the Board's September 6, 2007 Agenda. On June 7, 2007, the Board denied this Original application as to Location and based upon the finding that the business is inappropriate for the sale of spirituous liquor pursuant to A.R.S. § 4-203(H). The applicant, through counsel, has filed a Request for Rehearing. This hearing is to consider that request.

8. Beer & Wine Store Liquor License No. 10075360 Original Application
- Kent David Bro, Agent
Bro Retail Group Inc.
4 Sons Food Store
2905 S. 99th Avenue
Phoenix, AZ 85353
- Consideration of
Request for rehearing

Note: On August 2, 2007, the Arizona State Liquor Board denied this Original application as to Person only. The applicant, through counsel, has filed a Request for Rehearing. This hearing is to consider that request.

- B. The Arizona State Liquor Board will discuss A.R.S. § 4-201(E) and A.R.S. § 210(E) Reports.
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- C. The Arizona State Liquor Board will review and discuss the matter listed in this Consent Agenda and take action, **if necessary**, in open session.

1. Acquisition of Control application for a Series 12 Restaurant Liquor License No. 12076121

Agent Charles Edwin Misfeldt *dba* Gallagher's Food And Fun

Assistant City Attorney for the City of Phoenix Bill Solomon has filed a *Notice of Withdrawal of Recommendation for Disapproval* in the matter of the Acquisition of Control application for Restaurant Liquor License No. 12076121, submitted by Charles Edwin Misfeldt. There being no other form of protest on file, this application is submitted to the Board for consideration.

- D. The Arizona State Liquor Board will review and discuss the matters listed in this Consent Agenda and take action, **if necessary**, in open session.

1. Original application for a Series 6 Bar Liquor License No. 06104000

Agent Jose Armando Flores ("Applicant") *dba* Club Social

On September 10, 2007, the applicant filed a File Deactivation Form requesting Application

Withdrawal with the Department of Liquor Licenses & Control. Assistant City Attorney Gioia Sanderson, acting on behalf of the City of Tucson, does not object to the Board granting the applicant's request. There being no other form of protest on file, the applicant's request is now submitted to the Board for consideration.

2. Agent Change & Acquisition of Control application for a Series 10 Beer & Wine Store Liquor License No. 10074243

From: Agent Current Ali H. Jada

To: Agent Nathmi Mohammad Abuarar ("Applicant") *dba* Carniceria Suber Flash

On September 24, 2007, the applicant filed a File Deactivation Form requesting Application Withdrawal with the Department of Liquor Licenses & Control. Assistant City Attorney Bill Solomon, acting on behalf of the City of Phoenix, does not object to the Board granting the applicant's request. There being no other form of protest on file, the applicant's request is now submitted to the Board for consideration.

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- E. Pursuant to A.R.S. § 32-431.03(A)(4), the Arizona State Liquor Board will go into Executive Session with a representative of the Attorney General's Office for the purpose of updating the status of litigation regarding the following case and take action, if necessary, in open session.

Apostolos Katsoufis *dba* Carta de Oro v. Arizona Department of Liquor Licenses and Control, Maricopa County Superior Court, CV LC2006-000452.

1:30 P.M.

9. Restaurant Liquor License No. 12077095

Original Application

Samir Hermiz, Agent
Paradise Grill & Restaurant
1732 W. Bell Road
Phoenix, AZ 85023

Note: This matter is set for hearing because of the recommended disapproval from the city of Phoenix and due to a Department protest.

10. Restaurant Liquor License No. 12077149

Original Application

Nikolay V. Otchkov
Otchkov Holding Inc
Famous-Sport Bar-Grill
3353 W. Greenway Road
Phoenix, AZ 85053

CONTINUED:
This matter has been continued to November 1, 2007 at the request of the Department.

Note: This matter is set for hearing because of the recommended disapproval from the city of Phoenix and due to a Department protest.

11. Bar Liquor License No. 06104000

Original application

Jose Armando Flores, Agent
HSC L.L.C.
Club Social
4550 S. 12th Avenue
Tucson, AZ 85714

This matter has been moved to Consent Agenda D based upon the applicant's request to withdraw this application and the City having no objection.

Note: This matter is continued from the September 6, 2007 Agenda. This matter is set for hearing because of the recommended disapproval from the City of Tucson.

12. Beer & Wine Store Liquor License No. 10074243

Agent Change & Acquisition
Of Control Application

Jada H. Ali, Agent
Carniceria Suber Flash Inc.
Carniceria Suber Flash
2848 N. 43rd Avenue
Phoenix, AZ 85009

This matter has been moved to Consent Agenda D based upon the applicant's request to withdraw this application and the City having no objection.

Note: This matter is set for hearing because of the recommended disapproval from the City of Phoenix.

13. Beer & Wine Bar Liquor License No. 07070627

Person & Location Transfer

FROM:
Maria Del Refugio Robles-Ochoa, Owner
Kuki's Bar
610 S. Martin
Gila Bend, AZ 85337

TO:

Norberta A. Tapia De Rocha, Owner
El Vergel
18646 B W. Yuma Road
Goodyear, AZ 85338

Note: This matter is set for hearing because of the recommended disapproval from the Maricopa County Board of Supervisors.

14. Beer & Wine Bar Liquor License No. 07074000

Original Application

Lorena Villalobos, Agent
The Hatrack Corp.
The Hatrack
3320 W. Southern Avenue
Phoenix, AZ 85041

CONTINUED:
This matter has been continued to November 1, 2007 at the request of the attorney for applicant.

Note: This matter is set for hearing because of the recommended disapproval from the City of Phoenix.

F. Call to the Public.
